

OGDEN RIVER DISTRIBUTION SYSTEM MEETING

May 20, 1960, 3:00 p.m.

The meeting was called by J. M. Jones, Chairman of the Ogden River Water Users. Notice to the meeting was by post cards. A list of those notified was not available to the Secretary. Those attending were:

*1174 — 12 Ogden
1960 Telephone Book.* J. M. Jones, Committee Chairman

D. F. Hodson

R. B. Porter

E. G. Thorum

Frank Reese

Clarence E. Erickson, Jr.

Loren F. Hardy

J. Earl Knight

Harvey H. Stone

James W. Randall

Horace C. Rhees

E. J. Fjeldsted

David A. Scott

Ellis L. Slater

Representing: *Ogden River Water Users
Association — 1174-12th Street,
Ogden, Utah.*
Marriott Irrigation Company
Mound Fort

Utah Power and Light Company

Utah Power and Light Company

State Engineer's Office

State Engineer's Office

Mt. Canal
Huntsville, Utah

North Slaterville Irrigation Co.

Lynne Irrigation Company

Western Irrigation Company

North Ogden Irrigation Co.

Weber River Water Users
Distribution System

Ogden River Water Users Ass'n.

Mound Fort System No. 5

Chairman Jones stated that the meeting was for the purpose of considering the adoption of a more formal type of organization and establishing bylaws, under which they could operate. He stated that the present committee had originally consisted of five members elected a couple of years back, and does not now represent all water users of the Ogden River.

Chairman Jones then reviewed a suggested article submitted to the group by the State Engineer at the Annual Meeting. He read the eight geographic divisions and explained the area covered by each.

Upper South Fork Group	Beaver Creek Water Users.
Lower South Fork Group	Huntsville
North Fork-Middle Fork Group	Liberty-Eden
Ogden River Water Users Group	
Upper Ogden River Group	
North Ogden Canals Group	
West Canals Group	
South Ogden Canals Group	

Mr. Jones then stated that he and Mr. Dave Scott, and Mr. Ezra Fjeldsted had gotten together and reviewed the suggested articles of the State Engineer and wished to present the set compiled by them, after revising the article suggested by the State Engineer:

OGDEN RIVER DISTRIBUTION SYSTEM

ARTICLES OF ASSOCIATION

I

The name of this organization shall be the Ogden River Distribution System.

II

The Principle place of business shall be Ogden, Utah.

III

The governing body shall be a Board of Directors, consisting of 9 members, duly elected annually by the water users each represents, and shall serve as district representatives in any and all matters concerning the administration of waters of the Ogden River and its tributaries.

IV

Each water user group shall establish an equitable basis to elect its director, at a meeting called for that purpose in December of each year, giving such notice as this association shall determine to be proper.

IV (Continued)

The groups and the number of directors shall be as follows:

1. Upper South Fork Group--one director--elected by a majority vote on

a _____ Basis; _____

 _____.

South Fork above the confluence of Beaver Creek and South Fork,
 Includes Beaver Creek water users.

2. Lower South Fork Group--one director--elected by a majority vote on

a _____ basis; _____

 _____.

South Fork from Pine View Reservoir to the confluence of Beaver
 Creek and South Fork. Includes individual users along the eastern shores
 of Pine View Reservoir northward toward Middle Fork.

3. North Fork - Middle Fork Group--one director--elected by a majority
 vote on a _____ basis; _____

 _____.

North Fork and tributaries above Pine View Reservoir, Middle Fork and
 tributaries above Pine View Reservoir, and all individual and corporate
 water users between North Fork and Middle Fork.

4. Ogden River Water Users Group (Pine View Storage)--one director--
 elected by a majority vote on a _____ basis; _____

 _____.

Ogden metropolitan district. Exchanges along the Ogden River. Weber
 Basin storage. _____
 _____.

5. Upper Ogden River Group--one director--elected by a majority vote
 on a _____ basis; _____

 _____.

Ogden River and tributaries from Pine View Dam to the mouth of Ogden Canyon.
 Utah Power and Light Company.

6. North Ogden Canals Group--one director--elected by a majority vote
 on a _____ basis; _____

 _____.

North Ogden Canals and all individual and corporate water users north of
 Plain City Canal.

7. West Canals Group--one director--elected by a majority vote on a basis; _____

All corporate and individual water users of Ogden River and exchange waters, located between Plain City Canal and the Ogden River and the Weber River. Includes Plain City Canal water users.

8. South Ogden Canals Group--one director--elected by a majority vote on a basis; _____

All corporate and individual water users of Ogden River and exchange waters with diversions from the south flank of the Weber River below the confluence of the Ogden River and the Weber River;

9. _____

The locations of the groups above described are delineated on the attached map to which reference is hereby made and which map is made a part hereof.

V.

The said Board of Directors shall elect from their membership a Chairman, Vice-Chairman, and a Secretary-Treasurer, and may appoint other officers, agents, and committees necessary to carry out the functions of the governing body.

VI.

At least five members of the Board of Directors must be present at any meeting to constitute a QUORUM, and a majority of the directors present when a quorum exists shall transact the business of the Association.

VII.

It shall be the duty of the Board of Directors of this association to promote general harmony for the entire river system, and to care for the needs of the individual and corporate water users, insofar as they are the representatives of the said users and function as administrators and mediators of their water affairs.

The said Board shall be empowered to make such by-laws and rules and regulations necessary for the government and effective administration of the policies of this organization; to assess as may be necessary to prosecute the work of the association; to transact the business of the association; to recommend a RIVER COMMISSIONER and a BUDGET for submission to the STATE ENGINEER.

VIII.

The ANNUAL MEETING of the Board of Directors shall be held on the _____ in January each year, at which time an appraisal of the past year's water supply and problems will be discussed and plans made for presentation to the State Engineer. A schedule of meetings for the year shall be made at the January meeting, although the Board and members may meet as often as necessary to better direct the affairs of the Ogden River Distribution System. Special meetings may be called at any time upon ten days notice in writing to all directors, informing them of the time and place of the proposed meeting. These special meetings may be called at any time upon ten days notice by the Chairman, or by any three directors. In addition to these meetings of the Directors, meetings may be held with the respective groups to discuss their water problems at any time.

Following the Annual Meeting of the Board of Directors, and as early as possible thereafter, the Board of Directors will meet with the State Engineer to agree upon a Budget and a River Commissioner, and to make plans for water distribution for the following year.

IX.

In case of a vacancy caused by the death of a member of the Board of Directors, or by his resignation or removal from his district, the remaining members of the Board shall notify the State Engineer in writing of the said vacancy and shall act as an administrative body to assist the water users of the district in which the vacancy exists in the election of a new director to act with full and equal powers as a member of the Board of Directors of the Ogden River Distribution System.

X.

These Articles of Association may be amended at any Annual Meeting with a Quorum of the Board of Directors present; and the Board shall have the power to select and to change from time to time, the headquarters and the principle place of business of this association, the OGDEN RIVER DISTRIBUTION SYSTEM.

* * * * *

It was pointed out that the main difference between the two sets of suggested articles, was that in the State Engineer's there were geographical districts and that the new set was divided into five categories, according to water use.

Mr. Norseth, State Engineer's Office, then suggested that under the groups ^{or} other areas set out in the new articles, that the water users or the boundaries be specifically set forth under each group. During the reading of the articles, the following revisions were offered:

Article 8: The last sentence: Mr. Reese suggested the following change. To recommend a river commissioner and a budget, and for establishing an assessment to recommend to the State Engineer.

Article 9: Mr. Dave Scott suggested the following change: Third sentence of article nine. Special meetings may be called at any time upon five (5) instead of ten (10) days' notice in writing to all directors.

Mr. Norseth made the suggestion that an addition be made to the second paragraph: That it be added that the water users would meet prior to the meeting with the State Engineer and stated that the State Engineer would call the meeting to meet with the Committee, as he had in the past.

He also suggested that add an assessment after river commissioner in the first sentence and substitute a comma for and before "a river commissioner."

Article 11: Harvey Stone recommended that the following be stricken and the Board should have the power to select and change from time to time the headquarters and principal place of business of this association.

Mr. Dave Scott then drew a map on the board of the proposed system of water users and pointed out the suggested representation as follows:

Area 1	2 Members
Area 2	2 Members
Weber Basin Conservancy District	2 Members
Ogden River Water Users Organization	2 Members
Utah Power and Light Company	1 Member

Mr. Harvey Stone then asked for a discussion on the general reason and need for organization and stated that he felt that the present committee was ample and wished to know if the organization was a suggestion from the State Engineer, or was it an order that had to be complied with. Mr. Norseth then explained that the State Engineer felt the present organization was of loose construction, and did not fully represent the Water Users of the Ogden River and as such had been advised that any representation of the entire system by the present four directors was hazardous, and for these reasons

he made a request and submitted his suggested revisions of the present organization. Ezra Stone then asked if the Ogden River should have an organization of the type suggested. All present voted for this, except Harvey Stone, who voted in the negative and stated that he could not agree with the group without consent of the stockholders.

Mr. Stone then made the suggestion that the Articles should be revised and submitted to all interested parties.

Chairman Jones then reviewed the areas, as set up in the new Articles and discussed the perimeters of each with the group.

It was suggested that the State Engineer should submit to the group a map in accordance to the suggested areas and Mr. Norseth asked Mr. Clarence E. Erickson, of the State Engineer's office, to draft this map and submit it to the committee. Mr. Ezra Fjeldsted then made a motion that the water users present agree to organize some type of association that will effectively represent the Ogden River and its tributaries and that we reproduce the proposal with the suggested revisions that we have discussed today, and send the proposed Articles to all irrigation companies, municipalities and all representatives of other users of the water of the Ogden River. Mr. Jones is to call an early meeting after distribution of the proposed Articles of Association to determine the type of organization we might desire. Seconded by Frank Hodson; voted unanimously.

A committee was formed of Mr. Ezra Fjeldsted, Mr. Dave Scott, and Chairman Jones, to meet, revise the proposed Articles and mail a copy according to Mr. Fjeldsted's motion, as soon as possible. It was suggested that the meeting be within thirty days' and then the Articles be mailed to every associated water user.

Chairman Jones then thanked everybody for attending the meeting and presenting their ideas and stated that an adjournment would be proper.

Respectfully submitted;

Secretary